IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.30634 of 2008
BALESHWAR CHOUDHARY
Versus
STATE OF BIHAR
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2 26/09/2008 Heard learned counsel for the petitioner and learned counsel for the State.

Supplementary affidavit containing charge sheet has been filed by the learned counsel for the petitioner.

Case under sections 302/34 of the Indian Penal Code and section 27 of the Arms Act has been registered against this petitioner and his son Arun Chaudhary in which the informant Rama Rai alleged that his brother Sanjay Rai was shot at by Arun Chaudhary which proved fatal.

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Submission is that no overt act is attributed against the petitioner and after investigation charge sheet has been submitted against Arun Chaudhary. This petitioner has not been sent up for trial.

Considering the facts and circumstances of the case, the petitioner Baleshwar Choudhary is directed to be released on bail on furnishing of bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the C.J.M., Bhojpur at Ara in connection with Udwantnagar P.S. Case No. 95 of 2008.

avin **(Shyam Kishore Sharma, J.)**